

# CHARGE SHEET

I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI) [REDACTED]	2. EDPI [REDACTED]	3. RANK/RATE E-3	4. PAY GRADE LCpl
6. UNIT OR ORGANIZATION 1st Bn, 5th MarReg, 1st MarDiv		6. CURRENT SERVICE a. INITIAL DATE [REDACTED] b. TERM 4 yrs	
7. PAY PER MONTH a. BASIC [REDACTED] b. SEA/FOREIGN DUTY N/A c. TOTAL [REDACTED]		8. NATURE OF RESTRAINT OF ACCUSED PTC PTR	
9. DATE(S) IMPOSED 25 Jul 19 – 2 Aug 19 2 Aug 19 - Present			
II. CHARGE(S) AND SPECIFICATION(S)			

10. Charge: Violation of the UCMJ, Article 134

Specification: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 20 June 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**AND NO OTHERS**

III. PREFERRAL			
11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE E-4	c. ORGANIZATION OF ACCUSER HqSptBn, MCI-W, MCB, CamPen, CA	
		d. DATE 16 Sep 19	
AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this <u>16</u> day of <u>September</u> , 20 <u>19</u> , and signed the foregoing charges and specifications under oath that she is a person subject to the Uniform Code of Military Justice and that she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of her knowledge and belief.  [REDACTED] Typed Name of Officer Captain U.S. Marine Corps [REDACTED]			
HqSptBn, MCI-W, MCB, CamPen, CA Organization of Officer			
Judge Advocate Official Capacity to Administer Oaths (See R.C.M. 307(b) - must be commissioned officer)			

DD FO

S/N 0102-LF-000-4580

**ORIGINAL**

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accused (if known, see R.C.M. 601(e)). (See R.C.M. 308 if notification cannot be made.)

Typed Name of Immediate Commander

5th MarReg, 1st MarDiv

Organization of Immediate Commander

Captain, U.S. Marine Corps

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_, at 5th MarReg, 1st MarDiv  
Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

Typed Name of Officer

FOR THE<sup>1</sup> Commanding Officer

Legal Officer

Official Capacity of Officer Signing

Captain, U.S. Marine Corps

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY	b. PLACE	c. DATE
5th MarReg, 1st MarDiv	CamPen, CA	

Referred for trial to the \_\_\_\_\_ court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, 20\_\_\_\_\_, subject to the following instructions:<sup>2</sup> \_\_\_\_\_

By \_\_\_\_\_ Of \_\_\_\_\_  
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on the above named accused.

Captain, U.S. Marine Corps

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1--When an appropriate commander signs personally, inapplicable words are stricken.

2--See R.C.M. 601(e) concerning instructions. If none, so state.

## **CHARGE SHEET**

I. PERSONAL DATA				
1. NAME OF ACCUSED (Last, First, MI)		2. EO/PI	3. RANK/RATE	4. PAY GRADE
			E-3	LCpl
5. UNIT OR ORGANIZATION				
1st Bn, 5th MarReg, 1st MarDiv				
7. PAY PER MONTH			8. NATURE OF RESTRAINT OF ACCUSED	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	PTC	
	N/A		25 Jul 19 - Present	
II. CHARGE(S) AND SPECIFICATION(S)				

### **II. CHARGE(S) AND SPECIFICATION(S)**

- 10. Charge: Violation of the UCMJ, Article 134**

**Specification 1:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on divers occasions between on or about 30 May 2019 and or about 3 July 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

Specification 2: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

Specification 3: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED], U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

(AND NO OTHERS)

III. PREFERRAL		
a. NAME OF ACCUSER (Last, First, MI)	b. GRADE E-4	c. ORGANIZATION OF ACCUSER HqSptBn, MCI-W, MCB, CamPen, CA
d. SIGNATURE OF ACCUSER	e. DATE 13 SEP 19	

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13<sup>th</sup> day of September, 2019, and signed the foregoing charges and specifications under oath that she is a person subject to the Uniform Code of Military Justice and that she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of her knowledge and belief.

**Typed Name of Officer**

HgSptBn, MCI-W, MCB, CamPen, CA

### Organization of Officer

Captain, U.S. Marine Corps

## Judge Advocate

**Capacity to Administer Oaths**  
§ 27(b) - must be commissioned officer

DD FORM 450

S/N 0102-LF-000-4580

## ORIGINAL

## CHARGE SHEET

I. PERSONAL DATA			
1. NAME OF ACCUSER (Last, First, MI)	2. EOPI	3. RANK/RATE	4. PAY GRADE
[REDACTED]	[REDACTED]	LCpl	E-3
5. UNIT OR ORGANIZATION		6. CURRENT SERVICE	
1st Bn, 5th MarReg, 1st MarDiv		a. INITIAL DATE	b. TERM
		[REDACTED]	4 yrs
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	PTC
[REDACTED]	N/A	[REDACTED]	
II. CHARGE(S) AND SPECIFICATION(S)			
10. Charge: Violation of the UCMJ, Article 134			

Specification 1: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 24 June 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

Specification 2: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 24 June 2019, did, knowingly and intentionally conspire with Corporal [REDACTED] U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**[AND NO OTHERS]**

III. PREFERRAL				
11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE	c. ORGANIZATION OF ACCUSER		
[REDACTED]	E-3	HqSptBn, MCI-W, MCB, CamPen, CA		
d. SIGNATURE OF ACCUS	e. DATE			
[REDACTED]	20190913			

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13<sup>th</sup> day of September, 2019, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

<u>[REDACTED]</u> <small>Typed Name of Officer</small>	<u>HqSptBn, MCI-W, MCB, CamPen, CA</u> <small>Organization of Officer</small>
Captain, U.S. Marine Corps <small>Grade and Service</small> <u>[REDACTED]</u> <small>Signature</small>	Judge Advocate <small>Official Capacity to Administer Oaths</small> <small>(See R.C.M. 307(b)—must be commissioned officer)</small>



ORIGINAL

CHARGE SHEET			
I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI)	2. EDPI	3. RANK/RATE	4. PAY GRADE
[REDACTED]	[REDACTED]	LCpt	E-3
5. UNIT OR ORGANIZATION	6. CURRENT SERVICE		
1st Battalion, 5th Marine Regiment, 1st Marine Division, Camp Pendleton, California	a. INITIAL DATE	b. TERM	
[REDACTED]	[REDACTED]	[REDACTED]	4 yrs
7. PAY PER MONTH	8. NATURE OF RESTRAINT OF ACCUSED		
a. BASIC	b. SEA/FORIGN DUTY	c. TOTAL	Pretrial Confinamont
[REDACTED]	None	[REDACTED]	9. DATE(S) IMPOSED 25 Jul 19 - Present
II. CHARGE(S) AND SPECIFICATION(S)			
10. CHARGE: VIOLATION OF THE UCMJ, ARTICLE 134			
<p><b>Specification 1:</b> In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego California, between on or about 15 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(l), an offense not capital.</p> <p><b>Specification 2:</b> In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, on divers occasions between on or about 15 May 2019 and on or about 3 July 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.</p>			
(END)			
III. PREFERRAL			
11a. NAME OF ACCUSER (Last, First, MI)	6. GRADE	c. ORGANOIZATION OF ACCUSER	
[REDACTED]	E-5	HqHqRon, MCAS Miramar	
d. SIGNATURE OF ACCUSER	e. DATE		
[REDACTED]	20190913		
<p>AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this <u>13<sup>th</sup></u> day of <u>SEPTEMBER</u>, 2019, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.</p>			
<u>[REDACTED]</u> <small>Typed Name of Officer</small>		<u>HqHqRon, MCAS Miramar</u> <small>Organization of Officer</small>	
<u>CAPTAIN USMC</u> <small>[REDACTED]</small>		<u>TRIAL COUNSEL</u> <small>Official Capacity to Administer Oaths (See R.C.M. 307(b) - must be commissioned officer)</small>	

12. On 20, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]  
\_\_\_\_\_  
*Typed Name of Immediate Commander*

\_\_\_\_\_  
*Organization of Immediate Commander*

**CAPTAIN, USMC**

*Grade*

*Signature*

**IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY**

13. The sworn charges were received at hours, 20 at Designation of Command or

*Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)*

FOR THE<sup>1</sup> **COMMANDING OFFICER**

**LEGAL OFFICER**

[Redacted]  
\_\_\_\_\_  
*Typed Name of Officer*

\_\_\_\_\_  
*Official Capacity of Officer Signing*

**CAPTAIN, USMC**

*Grade*

*Signature*

**V. REFERRAL; SERVICE OF CHARGES**

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

Camp Pendleton, CA

Referred for trial to the court-martial convened by

Dated 20, subject to the following instructions:<sup>2</sup>

By ||||| Of  
*Command or Order*

**Typed Name of Officer**

**Official Capacity of Officer Signing**

*Grade*

*Signature*

15. On 20, I (caused to be) served a copy hereof on (each of) the above named accused.

**Typed Name of Trial Counsel**

**Grade or Rank of Trial Counsel/Summary Court-Martial Officer**

*Signature*

**FOOTNOTES**

*1 - When an appropriate commander signs personally, inapplicable words are stricken.*

*2 - See R.C.M. 601(e) concerning instructions. If none, so state.*

## CHARGE SHEET

### I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI)	2. EOPI	3. RANK/RATE
[REDACTED]	[REDACTED]	LCpl
4. PAY GRADE		B-3
5. UNIT OR ORGANIZATION		6. CURRENT SERVICE
1st Bn, 5th MarReg, 1st MarDiv		a. INITIAL DATE
		b. TERM
		4 yrs
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL
		N/A
		PTC
		9. DATE(S) IMPOSED
		25 Jul 19 - Present

### II. CHARGE(S) AND SPECIFICATION(S)

10. Charge: Violation of the UCMJ, Article 131b

Specification: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, on or about 18 July 2019, wrongfully do n certain act, to wit: destroying cell phones, with intent to obstruct the due administration of justice in the case of U.S. v. Lance Corporal [REDACTED] U.S. Marine Corps, against who the accused had reason to believe there would be criminal proceedings.

[AND NO OTHERS]

### III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE	c. ORGANIZATION OF ACCUSER
[REDACTED]	E-4	HqSptBn, MCI-W, MCB, CamPen, CA
d. SIGNATURE OF ACCUSER	e. DATE	
[REDACTED]	16 Sep 19	

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 16<sup>th</sup> day of September, 20 19, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

[REDACTED]  
Typed Name of Officer

HqSptBn, MCI-W, MCB, CamPen, CA

Organization of Officer

Captain, U.S. Marine Corps

Judge Advocate

Grade and Service

Official Capacity to Administer Oaths  
(See R.C.M. 307(b) - must be commissioned officer)

[REDACTED]  
Signature

## CHARGE SHEET

## I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, M)	2. EDPI	3. RANK/RATE LCpl	4. PAY GRADE E-3
6. UNIT OR ORGANIZATION 1st Bn , 5th Marines, 1stMarDiv		6. CURRENT SERVICE b. INITIAL DATE [REDACTED] b. TERM 4 yrs	
7. PAY PER MONTH a. BASIC [REDACTED] b. SEA/FOREIGN DUTY [REDACTED] c. TOTAL N/A		8. NATURE OF RESTRAINT OF ACCUSED PTC	
		9. DATE(S) IMPOSED 25 Jul 19 - Present	

## II. CHARGE(S) AND SPECIFICATION(S)

## 10. Charge I: Violation of the UCMJ, Article 92

Specification 1: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, California, on divers occasions between on or about 1 June 2019 to on or about 25 July 2019, fail to obey a lawful general regulation, which was his duty to obey, to wit: U.S. Navy Regulation 1137 dated 14 September 1990, by failing to report a violation of the Uniform Code of Military Justice, to wit: Article 134.

Specification 2: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, California, on divers occasions between on or about 1 June 2019 to on or about 25 July 2019, fail to obey a lawful general regulation, which was his duty to obey, to wit: U.S. Navy Regulation 1137 dated 14 September 1990, by failing to report a violation of the Uniform Code of Military Justice, to wit: Article 112a.

## Charge II: Violation of the UCMJ, Article 121

Specification: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, California, on divers occasions between on or about 1 May 2019 and on or about 24 July 2019, steal four (4) smoke grenades, one (1) parachute flare, and twenty (20) blank 5.56 ammunition rounds, military property, of an unknown value, the property of the United States.

[CONTINUED ON SUPPLEMENTAL PAGE 1 OF 1]

## III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, M) [REDACTED]	b. GRADE E-5	c. ORGANIZATION OF ACCUSER HqSptBn, MCI-W, MCB, CamPen, CA
d. SIGNATURE OF ACCUSER [REDACTED]	e. DATE 26190913	

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13<sup>th</sup> day of September, 20 19, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

Type Name of Officer

HqSptBn, MCI-W, MCB, CamPen, CA

Organization of Officer

Captain, U.S. Marine Corps

Judge Advocate

Grade and Service

Official Capacity to Administer Oaths  
(See R.C.M. 307(b)--must be commissioned officer)

Signature

ORIGINAL

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[REDACTED]  
Typed Name of Immediate Commander

5thMarReg 1stMarDiv

Organization of Immediate Commander

Captain, U.S. Marine Corps

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_, at 5thMarReg 1stMarDiv  
Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 409)

FOR THE<sup>1</sup> Commanding Officer

[REDACTED]  
Typed Name of Officer

Legal Officer

Official Capacity of Officer Signing

Captain, U.S. Marine Corps

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

5thMarReg, 1stMarDiv

CamPen, CA

Referred for trial to the court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, 20\_\_\_\_\_, subject to the following instructions:<sup>2</sup> \_\_\_\_\_

By [REDACTED] Command or Order

Or \_\_\_\_\_

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on the above named accused.

[REDACTED]  
Typed Name of Trial Counsel

Captain, U.S. Marine Corps

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.  
2 - See R.C.M. 601(e) concerning instructions. If none, so state.

Charge III: Violation of the UCMJ, Article 134

Specification: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton California, on divers occasions, between on or about 1 June 2019 to on or about 25 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

[AND NO OTHERS]

## **CHARGE SHEET**

I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI) [REDACTED]	2. EDPI [REDACTED]	3. RANK/RATE LCpl	4. PAY GRADE E-3
5. UNIT OR ORGANIZATION 1st Bn, 5th MarReg, 1st MarDiv		6. CURRENT SERVICE a. INITIAL DATE [REDACTED]	b. TERM 4 yrs
7. PAY PER MONTH a. BASIC [REDACTED] N/A		8. NATURE OF RESTRAINT OF ACCUSED PTC	9. DATE(S) IMPOSED 25 Jul 19 - Present
II. CHARGE(S) AND SPECIFICATION(S)			

**II. CHARGE(S) AND SPECIFICATION(S)**

**10. Charge: Violation of the UCMJ, Article 134**

**Specification 1:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 19 May 2019 and on or about 9 June 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

Specification 2: In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 19 May 2019 and on or about 9 June 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] U.S. Marine Corps, to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

[AND NO OTHERS]

### **III. PREFERRAL**

11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE	c. ORGANIZATION OF ACCUSER
[REDACTED]	E-3	HqSptBn, MCI-W, MCB, CamPen, CA
d. SIGNATURE OF ACCUSER		e. DATE
[REDACTED]		20190413

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13<sup>th</sup> day of September, 2019, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

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HqSptBn, MCI-W, MCB, CamPcn, CΛ

Captain, U.S. Marine Corps

## Judge Advocate

1. *Leucosia* (L.) *leucostoma* (L.) *leucostoma* (L.) *leucostoma* (L.)

**Judge Advocate**

---

OO FORM 458

S/N 0102-LF-000-4580

ORIGINAL

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[REDACTED]  
Typed Name of Immediate Commander

5th MarReg, 1st MarDiv

Organization of Immediate Commander

Captain, U.S. Marine Corps

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_, at 5th MarReg, 1st MarDiv  
Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE<sup>1</sup> Commanding Officer

[REDACTED]  
Typed Name of Officer

Legal Officer

Official Capacity of Officer Signing

Captain, U.S. Marine Corps

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

5th MarReg, 1st MarDiv

CamPen, CA

Referred for trial to the \_\_\_\_\_ court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, 20\_\_\_\_\_, subject to the following Instructions:<sup>2</sup> \_\_\_\_\_

By [REDACTED] Of \_\_\_\_\_  
Commander or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on the above named accused.

[REDACTED]  
Typed Name of Trial Counsel

First Lieutenant, U.S. Marine Corps

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.

2 - See R.C.M. 601(e) concerning Instructions. If none, so state.

## CHARGE SHEET

## I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI)	2. EOPI	3. RANK/RATE	4. PAY GRADE
		LCpl	E-3
5. UNIT OR ORGANIZATION		6. CURRENT SERVICE	
5th MarReg, 1stMarDiv		a. INITIAL DATE	b. TERM
			4 yrs
7. PAY PER MONTH		8. NATURE OF RESTRAINT OF ACCUSED	
a. BASIC	b. SEA/FOREIGN DUTY	c. TOTAL	PTC
		N/A	
9. DATE(S) IMPDSED			
25 Jul 19 – Present			

## II. CHARGE(S) AND SPECIFICATION(S)

10. Charge: Violation of the UCMJ, Article 112a

Specification 1: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, on divers occasions, between on or about 1 March 2019 to on or about 25 July 2019, wrongfully distribute lysergic acid diethylamide.

Specification 2: In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, on divers occasions, between on or about 1 March 2019 to on or about 25 July 2019, wrongfully distribute cocaine.

[AND NO OTHERS]

## III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE	c. ORGANIZATION OF ACCUSER
[REDACTED]	E-5	HqSptBn, MCI-W, MCB, CamPen, CA
d. SIGNATURE OF ACCUSER	e. DATE	
[REDACTED]	20190913	

AFFIDAVIT: Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13<sup>th</sup> day of September, 20 19, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

[REDACTED]  
Typed Name of OfficerHqSptBn, MCI-W, MCB, CamPen, CA

Organization of Officer

Captain, U.S. Marine Corps

Judge Advocate

Grade and Service

Official Capacity to Administer Oaths  
(See R.C.M. 307(b) – must be commissioned officer)[REDACTED]  
Signature

ORIGINAL

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[REDACTED]  
Typed Name of Immediate Commander

5th MarReg, 1st MarDiv

Organization of Immediate Commander

Captain, U.S. Marine Corps

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_, at 5th MarReg, 1st MarDiv  
Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE<sup>1</sup> Commanding Officer

[REDACTED]  
Typed Name of Officer

Legal Officer

Official Capacity of Officer Signing

Captain, U.S. Marine Corps

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

5th MarReg, 1st MarDiv

CamPen, CA

Referred for trial to the \_\_\_\_\_ court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_

20\_\_\_\_\_

, subject to the following instructions:<sup>2</sup> \_\_\_\_\_

By [REDACTED] Of \_\_\_\_\_  
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on the above named accused.

[REDACTED]  
Typed Name of Trial Counsel

First Lieutenant, U.S. Marine Corps

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, Inapplicable words are stricken.

2 - See R.C.M. 601(e) concerning Instructions. If none, so state.

# CHARGE SHEET

## I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI)	2. EDPI	3. RANK/RATE Cpl	4. PAY GRADE E-4
5. UNIT OR ORGANIZATION 1st Battalion, 5th Marine Regiment, 1st Marine Division, Camp Pendleton, California		6. CURRENT SERVICE a. INITIAL DATE b. TERM [REDACTED] 6 yrs	
7. PAY PER MONTH a. BASIC [REDACTED] b. SEA/FOREIGN DUTY [REDACTED]		8. NATURE OF RESTRAINT OF ACCUSED c. TOTAL [REDACTED] Pretrial Confinement	
None		9. DATE(S) IMPOSED 25 Jul 19 - Present	

## II. CHARGE(S) AND SPECIFICATION(S)

### 10. CHARGE: VIOLATION OF THE UCMJ, ARTICLE 131b

**Specification:** In that Corporal [REDACTED] U.S. Marine Corps, on active duty, did, on board Camp Pendleton, California, on or about 18 July 2019, wrongfully do a certain act, to wit: take Lance Corporal [REDACTED] cellular phone from his barracks room, and transferred it to Lance Corporal [REDACTED] with intent to obstruct the due administration of justice in the case of the said Lance Corporal [REDACTED] against whom the accused had reason to believe that there were or would be criminal proceedings against.

(END)

## III. PREFERRAL

11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE E-5	c. ORGANIZATION OF ACCUSER HqHqRon, MCAS Miramar
d. SIGNATURE OF ACCUSER		e. DATE 20190916

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 16th day of SEPTEMBER, 2019, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.

[REDACTED]  
\_\_\_\_\_  
Typed Name of Officer

HqHqRon, MCAS Miramar

Organization of Officer

CAPTAIN, USMC

TRIAL COUNSEL

Official Capacity to Administer Oaths  
(See R.C.M. 307(b)--must be commissioned officer)

[REDACTED]  
\_\_\_\_\_  
Signature

ORIGINAL

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[REDACTED] 5th MarReg, 1stMarDiv, CamPen, CA

Typed Name of Immediate Commander

Organization of Immediate Commander

CAPTAIN, USMC

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_, at 5th MarReg  
1stMarDiv, CamPen, CA

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

Designation of Command or

FOR THE<sup>1</sup> COMMANDING OFFICER

[REDACTED] LEGAL OFFICER

Typed Name of Officer

Official Capacity of Officer Signing

CAPTAIN, USMC

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

Referred for trial to the court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, 20\_\_\_\_\_, subject to the following instructions:<sup>2</sup>

By [REDACTED] Of  
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on (each of) the above named accused.

CAPTAIN, USMC

[REDACTED] Typed Name of Trial Counsel

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.

2 - See R.C.M. 601(b) concerning instructions. If none, so state.

## CHARGE SHEET

## I. PERSONAL DATA

1. NAME OF ACCUSED (Last, First, MI)	2. EDPI	3. RANK/RATE LCpl	4. PAY GRADE E-3
5. UNIT OR ORGANIZATION 1st Battalion, 5th Marine Regiment, 1st Marine Division, Camp Pendleton, California		6. CURRENT SERVICE a. INITIAL DATE	b. TERM 4 yrs
7. PAY PER MONTH a. BASIC None	b. SEA/FOREIGN DUTY	c. TOTAL	8. NATURE OF RESTRAINT OF ACCUSED Protrial Restriction
			9. DATE(S) IMPOSED 25 July 2019 - Present

## II. CHARGES AND SPECIFICATIONS

## 10. CHARGE: VIOLATION OF THE UCMJ, ARTICLE 131b

**Specification 1:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 18 July 2019, did, wrongfully do a certain act, to wit: tamper with Lance Corporal [REDACTED] cellular phone, with intent to obstruct the due administration of justice in the case of Lance Corporal [REDACTED] against whom the accused had reason to believe that there were or would be criminal proceedings pending.

**Specification 2:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 18 July 2019, did, wrongfully do a certain act, to wit: tamper with Lance Corporal [REDACTED] cellular phone, with intent to obstruct the due administration of justice in the case of Lance Corporal [REDACTED] against whom the accused had reason to believe that there were or would be criminal proceedings pending.

(END)

11a. NAME OF ACCUSER (Last, First, MI) [REDACTED]	b. GRADE E-5	c. ORGANIZATION OF ACCUSER HqHqRon, MCAS Miramar
d. SIGNATURE OF ACCUSER [REDACTED]		e. DATE 20190913

**AFFIDAVIT:** Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this 13 day of SEPTEMBER, 2019, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

HqHqRon, MCAS Miramar

Organization of Officer

Typed Name of Officer

CAPTAIN, USMC

Grade and Rank

TRIAL COUNSEL

Official Capacity to Administer Oaths  
(See R.C.M. 307(b)-must be commissioned officer)

Signature

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a). (See R.C.M. 300 if notification cannot be made.)

1st Bn, 5th Mar

Typed Name of Immediate Commander

Organization of Immediate Commander

CAPTAIN, USMC

Grade

Signature

IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, 20\_\_\_\_\_ at \_\_\_\_\_  
*Designation of Command or*

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE<sup>1</sup>

COMMANDING OFFICER

LEGAL OFFICER

Official Capacity of Officer Signing

CAPTAIN, USMC

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

1st Bn, 5th Mar

CamPen, CA

Referred for trial to the \_\_\_\_\_ court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, 20\_\_\_\_\_, subject to the following instructions:

by \_\_\_\_\_

Command or Order

of \_\_\_\_\_

COMMANDING OFFICER

Official Capacity of Officer Signing

LIEUTENANT COLONEL, USMC

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on (each of) the above named accused.

, USMC

Typed Name of Trial Counsel

Grade or Rank of Trial Counsel

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.

2 - See R.C.M. 601(e) concerning instructions. If none, so state.

## CHARGE SHEET

I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI)	2. EDPI	3. RANK/RATE LCpl	4. PAY GRADE E-3
5. UNIT OR ORGANIZATION 1st Battalion, 5th Marine Regiment, 1st Marine Division, Camp Pendleton, California		6. CURRENT SERVICE a. INITIAL DATE b. TERM 4 yrs	
7. PAY PER MONTH a. BASIC None		8. NATURE OF RESTRAINT OF ACCUSED Pretrial Confinement	
		9. DATE(S) IMPOSED 18 Jul 19 - Present	
II. CHARGES AND SPECIFICATIONS			
10. CHARGE: VIOLATION OF THE UCMJ, ARTICLE 134			
<p><b>Specification 1:</b> In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.</p>			
<p><b>Specification 2:</b> In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.</p>			
<p><b>Specification 3:</b> In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.</p>			
(CONTINUED ON SUPPLEMENTAL CHARGE SHEET)			
III. PREFERRAL			
11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE E-3	c. ORGANIZATION OF ACCUSER HqHQRon, MCAS Miramar, CA	
d. SIGNATURE		e. DATE 30 Aug 19	
<p><b>AFFIDAVIT:</b> Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this <u>30</u> day of <u>August</u>, <u>2019</u>, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.</p>			
<u>[REDACTED]</u> <small>Typed Name of Officer</small>		<u>HqHQRon, MCAS Miramar, CA</u> <small>Organization of Officer</small>	
<u>CAPTAIN, USMC</u> <small>[REDACTED]</small> <small>Signature</small>		<u>TRIAL COUNSEL</u> <small>Official Capacity to Administer Oaths (See R.C.M. 307(b)-must be commissioned officer)</small>	

DD FORM 458, MAY 2000

ORIGINAL

12. On 20, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[REDACTED]  
Typed Name of Immediate Commander

5th MarReg, 1stMarDiv, CamPen, CA

Organization of Immediate Commander

CAPTAIN, USMC

Grade

Signature

**IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY**

13. The sworn charges were received at \_\_\_\_\_ hours, 20 at 5th MarReg  
1stMarDiv, CamPen, CA  
Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE<sup>1</sup> COMMANDING OFFICER

[REDACTED]  
Typed Name of Officer

LEGAL OFFICER

Official Capacity of Officer Signing

CAPTAIN, USMC

Grade

Signature

**V. REFERRAL; SERVICE OF CHARGES**

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY      b. PLACE      c. DATE  
MCAS Miramar      San Diego, CA

Referred for trial to the court-martial convened by \_\_\_\_\_

Dated \_\_\_\_\_, January 20, subject to the following instructions: None.

||||| by ||||| of |||||  
Command or Order

COMMANDING

Typed Name of Officer

Official Capacity of Officer Signing

USMC

Grade

Signature

15. On 20, I (caused to be) served a copy hereof on (each of) the above named accused.

[REDACTED]  
Typed Name of Trial Counsel

CAPTAIN, USMC

Grade or Rank of Trial Counsel

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.  
2 - See R.C.M. 801(e) concerning instructions. If none, so state.

## SUPPLEMENTAL CHARGE SHEET 1

I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI)	2. EO/PI	3. RANK/RATE	4. PAY GRADE
[REDACTED]	[REDACTED]	LCpl	E-3

**Specification 4:** In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**Specification 5:** In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**Specification 6:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on divers occasions between on or about 30 May 2019 and on or about 2 July 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

**Specification 7:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 3 July 2019, knowingly and with reckless disregard to the fact that aliens, identifying themselves as [REDACTED], and [REDACTED] had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

(END)

## CHARGE SHEET

I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI)	2. EDIPI	3. RANK/RATE LCpl	4. PAY GRADE E-3
5. UNIT OR ORGANIZATION 1st Battalion, 5th Marine Regiment, 1st Marine Division, Camp Pendleton, California		6. CURRENT SERVICE a. INITIAL DATE b. TERM d. 4 Yrs	
7. PAY PER MONTH  b. BASIC None		8. NATURE OF RESTRAINT OF ACCUSED Pretrial Confinement	
		9. DATE(S) IMPOSED 18 Jul 19 - Present	

## II. CHARGES AND SPECIFICATIONS

## 10. CHARGE: VIOLATION OF THE UCMJ, ARTICLE 134

**Specification 1:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**Specification 2:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**Specification 3:** In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

(CONTINUED ON SUPPLEMENTAL CHARGE SHEET)

11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE E-5	c. ORGANIZATION OF ACCUSER HqHqRon, MCAS Miramar, CA
d. SIGNATURE OF ACCUSER	e. DATE 20190830	

AFFIRMATIVELY STATE THAT I, [REDACTED] am the officer who took the above named accuser this [REDACTED] day of [REDACTED], 2019, and signed the foregoing charges and specifications under oath that he/she is a person subject to the Uniform Code of Military Justice and that he/she either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his/her knowledge and belief.

Typed Name of Officer

HqHqRon, MCAS Miramar, CA

Organization of Officer

CAPTAIN, USMC

Grade and Rank

TRIAL COUNSEL

Official Capacity to Administer Oaths  
(See R.C.M. 307(b)—must be commissioned officer)

Signature

12. On 20, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a)). (See R.C.M. 308 if notification cannot be made.)

[Redacted]  
Typed Name of Immediate Commander

5th MarReg, 1stMarDiv, CamPen, CA

Organization of Immediate Commander

CAPTAIN, USMC

Grade

Signature

**IV. RECEIPT BY SUMMARY COURT-MARTIAL CONVENING AUTHORITY**

13. The sworn charges were received at hours, 20 at 5th MarReg,  
1stMarDiv, CamPen, CA

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 403)

FOR THE COMMANDING OFFICER

[Redacted]  
Typed Name of Officer

LEGAL OFFICER

Official Capacity of Officer Signing

CAPTAIN, USMC

Grade

Signature

**V. REFERRAL: SERVICE OF CHARGES**

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

Referred for trial to the court-martial convened by

Dated                         , 20            , subject to the following instructions: None.

||||| by ||||| of |||||  
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On                         , 20            , I (caused to be) served a copy hereon on (each of) the above named accused.

[Redacted]  
Typed Name of Trial Counsel

CAPTAIN, USMC

Grade or Rank of Trial Counsel

Signature

FOOTNOTES

1 - When an appropriate commander signs personally, inapplicable words are stricken.

2 - See R.C.M. 601(e) concerning instructions. If none, so state.

**SUPPLEMENTAL CHARGE SHEET 1**

**I. PERSONAL DATA**

1. NAME OF ACCUSED (Last, First, MI)	2. EORI	3. RANK/RATE	4. PAY GRADE
[REDACTED]	[REDACTED]	LCpl	E-3

**Specification 4:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, between on or about 30 May 2019 and on or about 3 July 2019, did, knowingly and intentionally conspire with Lance Corporal [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.

**Specification 5:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on divers occasions between on or about 30 May 2019 and on or about 2 July 2019, knowingly and with reckless disregard to the fact that aliens had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

**Specification 6:** In that Lance Corporal [REDACTED] U.S. Marine Corps, on active duty, at or near San Diego, California, on or about 3 July 2019, knowingly and with reckless disregard to the fact that aliens, identifying themselves as [REDACTED] and [REDACTED] had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

(END)

CHARGE SHEET			
I. PERSONAL DATA			
1. NAME OF ACCUSED (Last, First, MI)	2. EDIPI	3. RANK/RATE	4. PAY GRADE
[REDACTED]	[REDACTED]	LCpl	E-3
5. UNIT OR ORGANIZATION	6. CURRENT SERVICE		
1st Marine Regiment, 1st Marine Division, Camp Pendleton, CA	a. INITIAL DATE	b. TERM	[REDACTED] 4 yrs
7. PAY PER MONTH	8. NATURE OF RESTRAINT OF ACCUSED		
a. BASIC [REDACTED] None	b. SEA/FOREIGN DUTY [REDACTED]	c. TOTAL [REDACTED]	Pretrial Confinement
9. DATE(S) IMPOSED 10 Jul 2019 – Present			
II. CHARGE(S) AND SPECIFICATION(S)			
10. Charge I: Violation of the UCMJ, Article 92			
<p><b>Specification 1:</b> In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, California, between on or about 5 April 2019 and on or about 10 July 2019, violate a lawful general order, which was his duty to obey, to wit: Ch. 6, Sec. 4, Para. 1(b)(2) MCIWEST-MCB CAMPEN ORDER 5000.2 w/Ch1, dated 30 April 2014, by wrongfully possessing a Sig Sauer P320 9mm handgun on base without registration.</p> <p><b>Specification 2:</b> In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Marine Corps Base Camp Pendleton, California, between on or about 5 April 2019 and on or about 10 July 2019, violate a lawful general order, which was his duty to obey, to wit: Ch. 6, Sec. 4, Para. 1(c)(1) MCIWEST-MCB CAMPEN ORDER 5000.2 w/Ch1, dated 30 April 2014, by wrongfully keeping and storing a Sig Sauer P320 9mm handgun in his barracks room and personally owned vehicle on base.</p>			
Charge II: Violation of the UCMJ, Article 114			
<p><b>Specification:</b> In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, did, at or near Campo, California, on or about 10 July 2019, unlawfully carry on or about his person a concealed weapon, to wit: a Sig Sauer P320 9mm handgun.</p>			
(CONTINUED ON SUPPLEMENTAL CHARGE SHEET)			
III. PREFERRAL			
11a. NAME OF ACCUSER (Last, First, MI)	b. GRADE	c. ORGANIZATION OF ACCUSER	
[REDACTED]	E-5	HqHqRon, MCAS Miramar, CA	
d. SIGNATURE OF ACCUSER [REDACTED]	e. DATE 9 AUG 2019		
<p><b>AFFIDAVIT:</b> Before me, the undersigned, authorized by law to administer oaths in cases of this character, personally appeared the above named accuser this <u>9th</u> day of <u>August</u>, <u>2019</u>, and signed the foregoing charges and specifications under oath that he is a person subject to the Uniform Code of Military Justice and that he either has personal knowledge of or has investigated the matters set forth therein and that the same are true to the best of his knowledge and belief.</p>			
<u>[REDACTED]</u> <small>Typed Name of Officer</small>		<u>HqHqRon, MCAS Miramar, CA</u> <small>Organization of Officer</small>	
<u>CAPTAIN, USMC</u> <u>[REDACTED]</u>		<u>TRIAL COUNSEL</u> <small>Official Capacity to Administer Oaths (See R.C.M. 307(b) – must be commissioned officer)</small>	

ORIGINAL

12. On \_\_\_\_\_, 20\_\_\_\_\_, the accused was informed of the charges against him/her and of the name(s) of the accuser(s) known to me. (See R.C.M. 308(a). (See R.C.M. 308 if notification cannot be made.)

[REDACTED]  
Typed Name of Immediate Commander

1st Bn, 5th MarReg, 1st MarDiv

Organization of Immediate Commander

CWO3, U.S. Marine Corps

Grade

Signature

IV. RECEIPT BY COURT-MARTIAL CONVENING AUTHORITY

13. The sworn charges were received at \_\_\_\_\_ hours, \_\_\_\_\_ 20\_\_\_\_\_, at 1st Bn, 5th MarReg,  
1stMarDiv Designation of Command or

Officer Exercising Summary Court-Martial Jurisdiction (See R.C.M. 103)

FOR THE<sup>1</sup> Commanding Officer

[REDACTED]  
Typed Name of Officer

Legal Officer

Official Capacity of Officer Signing

CWO3, U.S. Marine Corps

Grade

Signature

V. REFERRAL; SERVICE OF CHARGES

14a. DESIGNATION OF COMMAND OF CONVENING AUTHORITY

b. PLACE

c. DATE

1st Bn, 5th MarReg, 1st MarDiv

CamPen, CA

Referred for trial to the \_\_\_\_\_ court-martial convened by \_\_\_\_\_

Dated

20

, subject to the following instructions:<sup>2</sup> \_\_\_\_\_

By [REDACTED] Of \_\_\_\_\_  
Command or Order

Typed Name of Officer

Official Capacity of Officer Signing

Grade

Signature

15. On \_\_\_\_\_, 20\_\_\_\_\_, I (caused to be) served a copy hereof on the above named accused.

[REDACTED]  
Typed Name of Trial Counsel

Captain, U.S. Marine Corps

Grade or Rank of Trial Counsel/Summary Court-Martial Officer

Signature

FOOTNOTES

1 -- When an appropriate commander signs personally, Inapplicable words are stricken.  
2 -- See R.C.M. 601(e) concerning Instructions. If none, so state.

**SUPPLEMENTAL CHARGE SHEET 1**

**I. PERSONAL DATA**

1. NAME OF ACCUSED (Last, First, MI)

2. EOPI

3. RANK/RATE

LCpl

4. PAY  
GRADE

E-3

**Charge III: Violation of the UCMJ, Article 134**

**Specification 1:** In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near Campo, California, on or about 10 July 2019, knowingly and with reckless disregard to the fact that aliens, identifying themselves as [REDACTED] had entered and remained in the United States in violation of law, did, knowingly transport and move said aliens within the United States, in order to help said aliens remain in the United States illegally, and which was done for private financial gain, in violation of 8 U.S. Code Section 1324(a)(1)(A)(ii), an offense not capital.

**Specification 2:** In that Lance Corporal [REDACTED], U.S. Marine Corps, on active duty, at or near Campo, California, on or about 10 July 2019, did, knowingly and intentionally conspire with [REDACTED] to unlawfully transport and move aliens who had entered and remained in the United States in violation of law, in order to help the aliens remain in the United States illegally, for private financial gain, contrary to 8 U.S. Code Section 1324(a)(1)(A)(ii), in violation of 8 U.S. Code Section 1324(a)(1)(A)(v)(I), an offense not capital.